IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael Young et al.

Art Unit

Serial No.:

Examiner:

Filed

: February 20, 2002

Title

: ERYTHROPOIETIN ANALOG-HUMAN SERUM ALBUMIN FUSION

Commissioner for Patents Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Under 35 USC §120, this application relies on the earlier filing date of application serial number 09/333,213, filed on June 15, 1999. The following references listed on the attached form PTO-1449 were submitted to and/or cited by the Office in the prior application and, therefore, are not provided in this applicatio.

This statement is being filed with the application. Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Laurie Butler Lawrence

Reg. No. 46,593

Fish & Richardson P.C. 225 Franklin Street Boston, Massachusetts 02110-2804

Telephone: (617) 542-5070 Facsimile: (617) 542-8906

20392715.doc

CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. <u>EL486016505US</u>

I hereby certify under 37 CFR §1.10 that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

February 20, 2002

Date of Deposit

Signature

Leroy Jenkins Typed or Printed Name of Person Signing Certificate



Substitute Form PTO-1449 (Modified)

U.S. Department of Commerce Patent and Trademark Office

Attorney's Docket No. 10275-041001

Application No. 09/333,213

Michael Young et al.

Applicant

Filing Date

June 15, 1999

Group Art Unit 1632

by Applicant (Use several sheets if necessary)

Information Disclosure Statement

(37 CFR §1.98(b))

U.S. Patent Documents Patent Desig. Examiner Filing Date Initial Number Issue Date ID Patentee Class Subclass If Appropriate 4,703,008 10/27/87 Lin AA435 240 11/30/99 AB 4,970,300 11/13/90 Fulton et al. 530 383 01/18/89 5,618,698 AC04/08/97 Lin 435 69.4 06/06/95 5,621,080 04/15/97 Lin AD 530 350 06/06/95 5,547,933 08/20/96 8 ΑE Lin 514 06/07/95 5,441,868 AF 08/15/95 Lin 435 69.4 10/23/87 5,547,089 AG08/20/96 Daugherty Jr. et al. 213 62R 09/19/94 AH ΑI AJ ΑK

Examiner	Desig.	Document	Publication	Country or	_ (Trans	lation
Initial	ID	Number	Date	Patent Office	Class	Subclass	Yes	No
	AS	0 314 317 A1	03.05.89	EPO				
	AM	0 357 804 A1	14.03.90	EPO				
	AM	EP 0 370 205 B1	30.05.90	EPO				
	AU	WO 90/13653	15.11.90	PCT				
	AR	EP 0 413 622 B1	20.02.91	EPO				
	AN	EP 0 428 267 B1	22.05.91	EPO				
	AV	3 201987	03.09.91	JP				
	AL	0 473 649 B1	11.03.92	EPO				
	AQ	WO 93/15199	05.08.93	PCT				
	AL	WO 94/25055	10.11.94	PCT			·	
	AP	WO 95/05465	23.02.95	PCT				
								

Exami	ner	Signa	ature
-------	-----	-------	-------

Date Considered





Substitute Form PTO-1449
(Modified)

U.S. Department of Commerce Patent and Trademark Office

Information Disclosur Statement by Applicant
(Use several sheets if necessary)

(37 CFR §1.98(b))

U.S. Department of Commerce Attorney's Docket No. 10275-041001

Applicant Michael Young et al.

Filing Date June 15, 1999

Group Art Unit 1632

	Foreign Patent Documents or Published Foreign Patent Applications							
Examiner	Desig.	Document	Publication	Country or				slation
Initial	ID	Number	Date	Patent Office	Class	Subclass	Yes	No
	<u> </u>						 	
	<u> </u>							
							<u></u>	
								
		·						

	Other D	ocuments (include Author, Title, Date, and Place of Publication)
Examiner	Desig.	
Initial	ID_	Document
	ВВ	Broudy et al., "Recombinant Human Erythropoietin: Purification and Analysis of Carbohydrate Linkage," Archives of Biochemistry and Biophysics 265(number 2): 329-336 (1988)
	BA	Hammarberg et al., "Dual affinity fusion approach and its use to express recombinant human insulin-like growth factor II," Proc. Natl. Acad. Sci. USA 86:4367-4371 (1989)
-	ВС	Lai et al., "Structural Characterization of Human Erythropoietin," The Journal of Biological Chemistry 261:3116-3121 (1986)
	BD	Lawn et al., "The sequence of human serum albumin cDNA and its expression in E. coli," Nucleic Acids Research 9 (number 22): 6103-6114 (1981)
	BE	Minghetti et al., "Molecular Structure of the Human Albumin Gene Is Revealed by Nucleotide Sequence within q11-22 of Chromosome 4," The Journal of Biological Chemistry 261 (number 15): 6747-6757 (1986)
	BF	Powell et al, "Human erythropoietin gene: High level expression in stably transfected mammalian cells and chromosome localization," Proc. Natl. Acad. Sci, USA 83: 6465-6469 (1986)
<u>.</u>		
, ,		

Examiner Signature		Date Considered
EXAMINER: Initials citation conext communication to applicate		citation if not in conformance and not considered. Include copy of this form with
HEAT COMMUNICATION TO applicat	-	Substitute Disclosure Form (PTO-1449)

Sheet 1 of 1	
--------------	--



U.S. Department of Commerce Pat nt and Trademark Office

Attorney's Dock t No. 10275-041001

Filing Date

Application No. 09/333,213

Informati n Discl sure Statement by Applicant (Us several sheets if necessary)

Applicant Michael Young et al.

> **Group Art Unit** 1632

(37 CFR §1.98(b))

(Modified)

Substitute Form PTO-1449

June 15, 1999

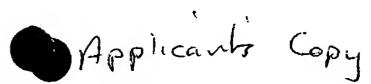
	U.S. Patent Documents							
Examiner Initial	Desig. ID	Patent Number	Issue Date	Patentee	Class	Subclass	Filing Date If Appropriate	
			• /					
								
				'				
					-			
<u> </u>	·····					<u> </u>		
							<u></u>	

Examiner	Foreig Desig.	n Patent Doc Document	Publication	Country or	blished Foreign Patent Applications Country or Translat				
Initial	Desig.	Number	Date	Patent Office	Class	Subclass	Yes		
	AA	WO 98/04718	02/05/1998	PCT					
	AB	WO 96/19573	06/27/96	PCT					
	AC	WO 95/33057	12/07095	PCT				<u> </u>	
	AD	EP 0 427 189	05/15/91	EPO					
						-			

xaminer Initial	Desig. ID	Document
	AE	Delorme et al. (1992) "Role of Glycosylation on the Secretion and Biological Activity of Erythropoeitin", <i>Biochemistry</i> 31:9871-9876
	AF	International Search Report, January 17, 2000.
	_	

Examiner Signature	Date Consid red			
EXAMINER: Initials citation considered. Draw line through citation if no	ot in conformance and not consid red. Include copy of this form with			

next communication to applicant.



	Notice of Refer	rongos Citad	Application No. 09/333,213	Applicant(s)	Young, M.	et al.	E
	Notice of herei	ences cheu	Saminer Group A Joseph Woitach 10				
		U.S	S. PATENT DOCUMENTS				0.7
	DOCUMENT NO.	DATE	NAM	E ·		CLASS	SUBCLASS .
А				•			
В				· · · · · · · · · · · · · · · · · · ·		· -	•
С			· · · · · · · · · · · · · · · · · · ·				
D			,, <u>, , , , , , , , , , , , , , , , , ,</u>				,
E							
F			7 - 8/ - 1/ 				
G							· · · · · · · · · · · · · · · · · · ·
н			. , , , , , , , , , , , , , , , , , , ,				
1							,
J							
К							= = = = = = = = = = = = = = = = = = = =
L							
М							
!	<u> </u>	FORE	GN PATENT DOCUMENTS				
	DOCUMENT NO.	DATE	COUNTRY	NAME		CLASS	SUBCLASS
N							
0				***************************************		-	
Р							
a							
R							·
s							
T							
		No	AL DATENT DOGUMENTO				<u> </u>
		 	N-PATENT DOCUMENTS	Poggas)		<u> </u>	DATE
	DOCUMENT (Including Author, Title, Source, and Pertinent Pages) Higuchi, M. et al. The Journal of Biological Chemistry 267(111):7703-7709						DATE
U		· ·					4/1992
	Syed, S. et al. Blood 89	(9):3243-3252					
V							5/1997
-	Bill B et al Biochimica	et Riophysica Acta 126	31:35-43				

U. S. Patent and Trademark Office PTO-892 (Rev. 9-95)

W

X

Korhonen, V. et al. European Journal of Biochemistry 245:482-489

3/1995

4/1997







Notice	of	References	Cited
WULLE	UI .	NGIGIGIICGO	UILGU

Application No.

O9/333,213

Examiner

Joseph Woitach

Applicant(s)

Young, M. et al.

Group Art Unit

1632

Page 2 of 2

					Joseph Woitach	1632	Pa	ige 2 of 2
	•			U.S. PATENT D	OCUMENTS			
		DOCUMENT NO.	DATE		NAME	С	LASS	SUBCLASS
	А		·					
	В							
	С							
	D							
	E							
	F							
	G							
	н							
	ı			1.0				
	J							
	К							
	L							
	М							
				FOREIGN PATENT	DOCUMENTS		<u> </u>	
		DOCUMENT NO.	DATE	COUNTRY	NAMI	E C	LASS	SUBCLASS
	N							
	O							
	Р							
	a							
	R							
	s							
	Τ	<u> </u>						
				NON-PATENT [DOCUMENTS			
		DOCUMENT (Including Author, Title, Source, and Pertinent Pages)						DATE
	υ	Bill, R. et al. Biochimica et Biophysica Acta 1340:13-20						6/1997
	v	Delorme, E. et al. Biochemistry 31:9871-9876						10/1992
•	w							
	x							